

No. 82-1104

IN THE
SUPREME COURT OF THE UNITED STATES
OCTOBER TERM, 1982

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SUPREME COURT, U.S.

~~GA~~ TECHNOLOGIES INC.,
and GENERAL ATOMIC COMPANY,

Petitioners,

v.

UNITED NUCLEAR CORPORATION,

Respondent.

On Writ Of Certiorari To The
Supreme Court Of New Mexico

MOTION TO SUBSTITUTE PARTY

The petitioners in this case seek review of a judgment of the Supreme Court of New Mexico concerning two arbitration awards issued in connection with a dispute over the enforceability of a long-term uranium supply agreement. Throughout the prior proceedings in this matter, petitioner General Atomic Company had been the party in interest. It was assigned the underlying uranium supply agreement in 1974, instituted the arbitration at issue in this case in its name, and participated as the party of record in proceedings in the Supreme Court of New Mexico and the New Mexico trial court.

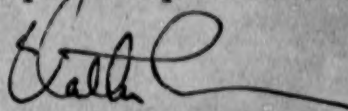
However, on October 29, 1982, after the judgment below was entered, General Atomic Company transferred essentially all

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of its businesses, including, inter alia, its contracts with United Nuclear Corporation and the arbitration awards involved in this case, to GA Technologies Inc., a newly formed California corporation wholly owned by Gulf Oil Corporation. As a result of this transaction, GA Technologies Inc. has become the party in interest in this action. Accordingly, petitioners respectfully move that GA Technologies Inc. be substituted in the place and stead of General Atomic Company and be permitted to proceed as a petitioner in this proceeding. See Feener Business Schools v. Speedwriting Publishing Co., 249 F.2d 609 (1st Cir. 1957); United States v. F. D. Rich Co., 437 F.2d 549, 552 (9th Cir. 1971). Cf. Rule 40 of the Rules of this Court.

Respectfully submitted,



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